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8 Attorneys for Defendants Kevin Johnson,  
9 Scott Kriens, Pradeep Sindhu, Robert M. Calderoni,  
Mary B. Cranston, John Michael Lawrie,  
10 Stratton Sclavos, William R. Stensrud,  
William Meehan, David Schlotterbeck,  
11 Mercedes Johnson, and Nominal Defendant  
Juniper Networks, Inc.

12  
13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

16 OLGA RATINOVA, derivatively on behalf of )  
17 JUNIPER NETWORKS, INC., )

18 Plaintiff, )

19 v. )

20 KEVIN JOHNSON, SCOTT KRIENS, )  
21 PRADEEP SINDHU, ROBERT M. )  
CALDERONI, MARY B. CRANSTON, JOHN )  
22 MICHAEL LAWRIE, STRATTON SCLAVOS, )  
WILLIAM R. STENSRUD, WILLIAM )  
23 MEEHAN, DAVID SCHLOTTERBECK, )  
MERCEDES JOHNSON, )

24 Defendants. )

25 and )

26 JUNIPER NETWORKS, INC., )

27 Nominal Defendant. )  
28

CASE NO.: 11-CV-4792-LHK

**STIPULATION AND ~~PROPOSED~~  
ORDER REGARDING  
DEFENDANTS' FORUM MOTION  
BRIEFING SCHEDULE**

Hon. Lucy H. Koh

1 WHEREAS, on September 27, 2011, Plaintiff filed the instant shareholder derivative  
2 complaint (“Complaint”) in the above-captioned action;

3 WHEREAS, nominal defendant Juniper Networks, Inc. and defendants Kevin Johnson,  
4 Scott Kriens, Pradeep Sindhu, Robert M. Calderoni, Mary B. Cranston, John Michael Lawrie,  
5 Stratton Sclavos, William R. Stensrud, William Meehan, David Schlotterbeck, and Mercedes  
6 Johnson (collectively, “Defendants”) waived service of a summons upon them on or about  
7 October 7, 2011, such that their response(s) to the Complaint are currently due on or about  
8 December 6, 2011;

9 WHEREAS, Plaintiff’s counsel agreed to give Defendants an extension of time within  
10 which to respond to the Complaint;

11 WHEREAS, four similar consolidated shareholder derivative lawsuits are concurrently  
12 proceeding in the Superior Court in and for Santa Clara County, California, titled *In re Juniper*  
13 *Networks, Inc. Shareholder Derivative Litigation*, Lead Case No. 111CV-207701  
14 (Consolidated with Case Nos. 111CV-208042, 111CV-208566, 111CV-208916);

15 WHEREAS, Defendants intend to file a motion in both this action and in the consolidated  
16 actions in the Santa Clara Superior Court requesting that all the similar shareholder derivative  
17 lawsuits against them proceed in a single forum (the “Forum Motion”);

18 WHEREAS, counsel for Defendants and counsel for Plaintiff have met and conferred  
19 regarding the orderly and efficient management of this case and have agreed in principle that, in  
20 order to conserve the resources of the parties and the Court, Defendants’ Forum Motion should  
21 be heard and decided before Defendants’ motion(s) to dismiss the Complaint under Rules 12 or  
22 23.1 of the Federal Rules of Civil Procedure, and that Defendants may file their anticipated  
23 Forum Motion without waiving their rights to thereafter file any motion(s) to dismiss the  
24 Complaint under any other grounds, including those set forth in Rules 12 and 23.1 of the Federal  
25 Rules of Civil Procedure;

26 WHEREAS, counsel for Defendants and counsel for Plaintiff have met and conferred and  
27 agreed on a briefing schedule for Defendants’ Forum Motion, and have also agreed to be  
28

1 prepared to discuss the timing of Defendants' motion(s) to dismiss the Complaint at the  
2 upcoming Case Management Conference on January 12, 2012;

3 NOW, THEREFORE, the parties, by and through their undersigned counsel, hereby  
4 agree and stipulate to the following:

5 (1) Defendants shall file their Forum Motion on or before December 16, 2011;

6 (2) Plaintiff shall file her opposition to the Forum Motion on January 13, 2012;

7 (3) Defendants shall file their reply to the Forum Motion on January 20, 2012;

8 (4) The hearing on Defendants' Forum Motion will be held on March 22, 2012 at  
9 1:30 p.m.;

10 (5) By filing their Forum Motion, Defendants will not waive their rights to thereafter  
11 file any motion(s) to dismiss the Complaint on any other the grounds, including any and all bases  
12 set forth in Rules 12 and 23.1 of the Federal Rules of Civil Procedure; and

13 (6) The parties will be prepared to discuss the timing of Defendants' motion to  
14 dismiss at the Case Management Conference on January 12, 2012.

15 SO STIPULATED.

16 Dated: December 15, 2011

WILSON SONSINI GOODRICH & ROSATI  
Professional Corporation

17  
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Joni Ostler

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23 *Attorneys for Nominal Defendant Juniper Networks,*  
24 *Inc. and Defendants Kevin Johnson, Scott Kriens,*  
25 *Pradeep Sindhu, Robert M. Calderoni, Mary B.*  
26 *Cranston, John Michael Lawrie, Stratton Sclavos,*  
27 *William R. Stensrud, William Meehan, David*  
28 *Schlotterbeck, and Mercedes Johnson*

///

///

1 Dated: December 15, 2011

BRAMSON, PLUTZIK, MAHLER & BIRKHAUSER

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11 *Attorneys for Plaintiff Olga Ratinova*

**~~PROPOSED~~ ORDER**

Good cause appearing, it is hereby ORDERED:

(1) Defendants shall file their Forum Motion on or before December 16, 2011;

(2) Plaintiff shall file her opposition to the Forum Motion on January 13, 2012;

(3) Defendants shall file their reply to the Forum Motion on January 20, 2012;

(4) The hearing on Defendants' Forum Motion will be held on March 22, 2012 at 1:30 p.m.;

(5) By filing their Forum Motion, Defendants will not waive their rights to thereafter file any motion(s) to dismiss the Complaint on any other the grounds, including any and all bases set forth in Rules 12 and 23.1 of the Federal Rules of Civil Procedure; and

(6) The parties will be prepared to discuss the timing of Defendants' motion to dismiss at the Case Management Conference on January 12, 2012.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: December 16, 2011

  
Hon. Lucy H. Koh